

PROPOSED AMENDMENTS TO SENATE BILL NO. 2139

Page 1, line 1, remove "61-02-01.3,"

Page 1, line 1, after the third comma insert "61-02-04, 61-02-07,"

Page 1, line 2, after "duties" insert "and membership"

Page 1, remove lines 5 through 16

Page 2, line 5, overstrike "and" and insert immediately thereafter an underscored comma

Page 2, line 5, overstrike "including" and insert immediately thereafter "and"

Page 2, line 8, after the period insert "Snagging and clearing of watercourses are not regular maintenance."

Page 3, line 28, remove the overstrike over "~~Water conveyance project~~ means any"

Page 3, line 28, after "bank" insert "assessment drain, stream bank"

Page 3, line 28, remove the overstrike over "~~stabilization, or~~"

Page 3, remove the overstrike over line 29

Page 3, line 30, remove the overstrike over "44."

Page 4, after line 14, insert:

**"SECTION 3. AMENDMENT.** Section 61-02-04 of the North Dakota Century Code is amended and reenacted as follows:

**61-02-04. State water commission - Members - Terms - Qualifications.**

The state water commission consists of the governor, agriculture commissioner, and ~~seve~~eight other members appointed by the governor who shall take into account reasonable geographic considerations in making the appointments with the intent of having each of the ~~seve~~eight major drainage basins represented by a commissioner who resides in the basin. The major drainage basins are the upper Missouri River basin; the lower Missouri River basin; the James River basin; the upper Red River basin; the lower Red River basin; the Mouse River basin; ~~and~~ the Devils Lake basin; ~~and the Little Missouri River, upper Heart River, and upper Cannonball River basin.~~ The governor or the agriculture commissioner, or both, may appoint a representative to serve in that official's capacity at meetings that official is unable to attend. The ~~seve~~eight appointive members of the commission must be appointed for a term of six years each with the terms of office so arranged that ~~two terms and~~ not more than ~~three~~four terms expire on the first day of July of each odd-numbered year. Each appointive member must be a qualified elector of the state and is subject to removal by judicial procedure. In case of a vacancy, the vacancy must be filled by appointment by the governor for the remainder of the unexpired term. Before entering upon the discharge of official duties, each appointive member shall take, subscribe, and file with the secretary of state the oath prescribed for civil officers.

**SECTION 4. AMENDMENT.** Section 61-02-07 of the North Dakota Century Code is amended and reenacted as follows:

**61-02-07. Quorum - What constitutes.**

A majority of the members of the commission constitutes a quorum, and the affirmative or negative vote of ~~five~~six members is necessary to bind the commission except for adjournment."

Page 5, line 12, overstrike "operation,"

Page 5, line 12, after "and" insert "extraordinary"

Page 5, line 13, overstrike "and private"

Page 5, line 15, overstrike "or" and insert immediately thereafter ", regular"

Page 5, line 15, overstrike "including" and insert immediately thereafter "or"

Page 5, line 16, overstrike the second "of"

Page 5, line 16, after "project" insert "for"

Page 5, line 17, remove "or other man-made projects"

Page 5, line 17, after the period insert "Snagging and clearing of watercourses are not regular maintenance."

Re-number accordingly